

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Certification under 37 CFR \$1.10 (if applicable)

EL 530 374 098 US

Express Mail Label Number

January 26, 2001

Date of Deposit

I hereby certify that this Transmittal Letter, enclosed application and any other documents referred to as enclosed herein, are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR \$1.10 on the date above and addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Deborah H. Brockmeyer

(Print Name of Person Mailing Application)

Deborah H. Brockmeyer
 (Signature of Person Mailing Application)

Transmittal of Continuation-in-Part Patent Application
for Filing Under 37 CFR \$1.53(b)

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir: Transmitted herewith for filing is a patent application by inventor(s):
 Allan S. Lau, Natalya Ossina, Kenneth Hoyt and entitled:

HIGH LEVEL CYTOKINE PRODUCTION WITH ENHANCED CELL VIABILITY

1. Enclosed are:

- ☒ One stamped, self-addressed postcard for PTO datestamp.
- ☒ Certificate of Express Mail.
- ☒ One utility patent application containing text pages 1-41 and
 - ☒ 5 Sheets of drawings.
- ☒ Declaration of Inventorship (unsigned)

2. Amendment

- ☐ Please enter the enclosed Preliminary Amendment before calculating the filing fee. It is understood that only amendments reducing the number of claims will be entered for this purpose.
- ☐ Please cancel original claims *, inclusive, before calculating the filing fee. (At least one original independent claim should be retained for filing purposes.)

3. Extension of Time

- ☐ A petition for extension of time has been filed in the parent to extend the pendency of the parent to * (copy enclosed).
- ☒ Conditional Petition for Extension of Time: An Extension of Time is requested to provide for timely filing if required to establish copendency with the parent after all papers filed herewith have been considered.

4. U.S. Priority

- ☒ This application is a continuation-in-part of Ser. No. 09/657,881 filed September 8, 2000, now pending, which claims priority of Ser. No. 60/152,854 filed September 8, 1999, now abandoned, both of which are incorporated herein in their entirety by reference.

5. Foreign Priority

- ☐ Priority of Application No. * filed in * on * is claimed under 35 USC \$119.
- ☐ A certified copy of this priority document is enclosed.

6. Prior Documents Still In Effect

- ☒ This application and parent application Serial No. 09/657,881 filed September 8, 2000 are assigned to GeneTrol Biotherapeutics, Inc. as evidenced by an Assignment and Assignment Recordation Cover Sheet submitted to the U.S. Patent and Trademark Office for recording on November 20, 2000.
- ☒ Power of Attorney in the above-identified prior application is to Linda R. Judge, Reg. No. 42,702, and the other attorneys or agents identified therein.

7. Entity Status

- ☒ Applicant claims small entity status. See 37 CFR §1.27

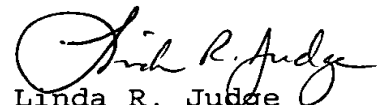
8. Fees

The filing fee has been calculated taking into account any amendments in section 2 above:

For:	(Col. 1)	(Col. 2)	Small Entity			Other Than a Small Entity	
	No. Filed	No. Extra	Rate	Fee		Rate	Fee
Basic Fee				\$355.00	or		\$710.00
Total Claims	19 - 20	0	0 x \$ 9 =	\$ 00.00	or	x \$ 18 =	\$
Independent Claims	3 - 3	0	0 x \$40 =	\$ 00.00	or	x \$ 80 =	\$
<input checked="" type="checkbox"/> Multiple Dependent Claim Presented			+ \$135 =	\$135.00	or	+ \$270 =	\$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.							\$
TOTAL				\$490.00	or	TOTAL	

- ☒ A check in the amount of \$490.00 is enclosed to cover the Filing Fee. The Commissioner is hereby authorized to charge any deficiency in fees under 37 CFR 1.16 and 1.17 to Deposit Account 04-0531.
- ☐ Please charge the Filing Fee and any other fees necessary for timely filing of this application to Deposit Account 04-0531
- ☐ *Filing fee to be submitted in response to anticipated receipt of Notice to File Missing Parts. DO NOT CHARGE DEPOSIT ACCOUNT.

Respectfully submitted,


Linda R. Judge
Registration No. 42,702

Date: Jan 26, 2001

Correspondence Address:

Customer No. 22918
(650) 324-0880